

A M E N D E D
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 31 2005

Returned to applicant for correction MAR 21 2005

Corrected application filed _____

Map filed JAN 31 2005

The applicant **McNamee Family Partnership**, a Nevada Limited Partnership hereby makes application for permission to change the **Point of Diversion, Manner of Use and Place of Use of a Portion** of water heretofore appropriated under **Permit No. 42710, Certificate No. 12428**

1. The source of water is **an underground source**
2. The amount of water to be changed **0.03 cfs**
3. The water to be used for **quasi-municipal purposes**
4. The water heretofore permitted for **irrigation purposes**
5. The water is to be diverted at the following point **within the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 9, Township 19 South, Range 60 East, MDB&M, or at a point from which the South Quarter (S $\frac{1}{4}$) corner of said Section 9 bears South 47° 24' 48" East a distance of 1489.36 feet.**
6. The existing permitted point of diversion is located within **the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 9, Township 19 South, Range 60 East, MDB&M, or at a point from which the South Quarter (S $\frac{1}{4}$) corner of said Section bears South 44° 17' 58" East a distance of 1266.80 feet.**
7. Proposed place of use is **within portions of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 9, Township 19 South, Range 60 East, MDB&M, not to exceed 3.38 acres in APN 125-09-401-027.**
8. Existing place of use **within a portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 9, Township 19 South, range 60 East, MDB&M, not to exceed 3.00 acres, being APN 125-09-401-021, 022 & 023.**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **See item #11 Exhibit "A" attached**
12. Estimated cost of works **\$25,000.00**
13. Estimated time required to construct works **Two (2) years**
14. Estimated time required to complete the application of water to beneficial use **Three (3) years**

15. Remarks:

By **Richard J. Baughman**
s/**Richard J. Baughman**
1210 Hinson Street
Las Vegas, Nevada 89102

Compared gkl/sc lt/ gkl
Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 42710, Certificate 12428, is issued subject to the terms and conditions imposed in said Permit 42710, Certificate 12428, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

The total combined duty of water under Permits 71944 and 72179 shall not exceed 30.0 acre-feet annually.

Permit 72129 is granted to provide quasi-municipal water service to one parcel described as Clark County Assessor's Parcel (APN) 125-09-401-027.

(Continued on Page 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.030 cubic feet per second, and not to exceed 15.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

January 11, 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

January 11, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 11th day of January, A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed FEB 08 2008

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

AMENDED**EXHIBIT "A"****3-24-05****Item No. 11:**

Constructed a new well to replace the existing well under Permit No. 56387 in Basin 212, Lot No. 93107, Notice of Intent No. 26192. See the Well Driller's Report for the new well located at 8101 Racel Street, Las Vegas, Nevada, located in APN 125-09-401-027, being in the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 9, Township 19 South, Range 60 East, M.D.B.M., Clark County, Nevada.